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To: U.S. Patent & Trademark Office	From: Molly L. Sauter
Attn: Jon E. Angell - Art Unit 1635	Client: 1372.34.PRC
Fax: (703) 872-9306	Pages: 11 including coversheet
Phone: (703) 308-0196	Date: July 23, 2004
Re: USSN 09/939,518	CC: University of South Florida (Assignee)

☐ Urgent   
 ☒ For Review   
 ☐ Please Comment   
 ☐ Please Reply   
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Dear Examiner Angell:

In response to the Advisory Action mailed June 17, 2004, we enclose the following:

- 1) Request for Continued Examination (RCE) Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated July 23, 2004 (1 page);
- 2) Petition and Fee for Extension of Time with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated July 23, 2004 (2 pages);
- 3) Credit Card Payment Form PTO-2038 in the amount of \$440.00 (1 page); and
- 4) Amendment AF with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated July 23, 2004 (6 pages).

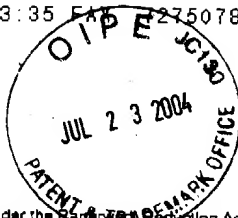
Very respectfully,

*Molly L. Sauter*

Molly L. Sauter  
Reg. No. 46,457

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PTO/ST/30 (09-03)  
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# Request for Continued Examination (RCE) Transmittal

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/939,518
Filing Date	08/24/2001
First Named Inventor	Mark J. Jaroszaski et al.
Art Unit	1835
Examiner Name	Jon E. Angell
Attorney Docket Number	1372.34.PRC

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Petition for Extension of Time

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to
- a. ☐ Deposit Account No. \_\_\_\_\_
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☒ Payment by credit card (Form PTO-2038 enclosed)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Molly L. Sauler	Registration No. (Attorney/Agent)	46,457
Signature	<i>Molly L. Sauler</i>	Date	July 23, 2004

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Shelley Butz	Date	July 23, 2004
Signature	<i>Shelley Butz</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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Practitioner's Docket No.: 1372.34.PRC

JUL 23 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

Applicant: Mark J. Jaroszeski et al.

Application No.: 09/939,518

Filed: 08/24/2001

For: Method of Using Electric Fields to Facilitate  
the Entry of Molecules into Cells in Vivo

Examiner: Jon E. Angell

Art Unit: 1635

Confirmation No.: 2429

Faxed to Technology Center 1600 at (703) 872-9306

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## PETITION AND FEE FOR EXTENSION OF TIME (37 C.F.R. 1.136(a))

1. This is a petition for an extension of the time for a total period of one month to July 24, 2004.
2. A response in connection with the matter for which this extension is requested is filed herewith.
3. Applicant is a small entity.
4. Calculation of extension fee (37 C.F.R. 1.17(a)(1)-(5)):

Extension:  
one monthFee for small entity:  
\$55.00

Fee \$55.00

If an additional extension of time is required, please consider this a petition therefor.

(Petition and Fee for Extension of Time (37 C.F.R. 1.136(a))—page 1 of 2)

## CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

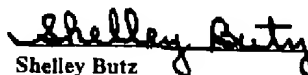
I hereby certify that, on the date shown below, this correspondence is being:

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deposited with the United States Postal Service  
with sufficient postage as first class mail in an  
envelope addressed: Box Fee Amendment, Hon.  
Commissioner for Patents, Washington, D.C.  
20231.

## FACSIMILE

X

transmitted by facsimile to the Patent and  
Trademark Office at (703) 872-9306.  
Shelley Butz

Signature

Date: July 23, 2004

Extension fee due with this request \$ 55.00

5. Extended period for response one month.

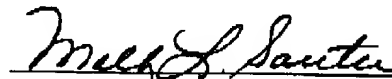
Based on the extension requested in this petition (and that for which a previous petition has been filed, if any), the extended period for response will expire on July 24, 2004.

6. Fee Payment

Attached is a check in the sum of \$ 55.00

Reg. No.: 46,457

Tel. No.: (727) 507-8558



SIGNATURE OF PRACTITIONER

Molly L. Sauter  
Smith & Hopen  
15950 Bay Vista Drive  
Suite 220  
Clearwater, FL 33760

(Petition and Fee for Extension of Time (37 C.F.R. 1.136(a))—page 2 of 2)